

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**TUESDAY, JUNE 27, 2023, 9:00 AM**  
COUNTY ADMINISTRATION CENTER, ROOM 310  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order Of Business

- A. Roll Call
- B. Statement (just cause) and/or Consideration of a Request to Participate Remotely (emergency circumstances) by a Supervisor, if applicable.
- C. Invocation
- D. Pledge of Allegiance
- E. Presentation or Announcement of Proclamations and Awards
- F. Non-Agenda Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.
- G. Approval of the Statement of Proceedings/Minutes for the meeting of June 13, 2023; and, the Budget Hearings of June 12, 2023 and June 15, 2023.
- H. Consent Calendar
- I. Discussion Items
- J. Board Member Committee Updates. This is an opportunity for Members of the Board to provide informational updates on their committee assignments. No action may be taken.

NOTICE: THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

Supporting documentation and attachments for items listed on this agenda can be viewed online at [www.sandiegocob.com](http://www.sandiegocob.com) or in the Office of the Clerk of the Board of Supervisors at the County Administration Center, 1600 Pacific Highway, Room 402, San Diego, CA 92101. To access the meeting virtually and offer public comment via a call-in option, please go to: [www.sandiegocounty.gov/telecomments](http://www.sandiegocounty.gov/telecomments) for instructions.

#### ASSISTANCE FOR PERSONS WITH DISABILITIES:

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#### LANGUAGE TRANSLATION ASSISTANCE:

Language translation services for public speakers are available upon request to the Clerk of the Board of Supervisors at least 72 hours prior to the meeting (refer to Board Policy A-139 for additional information). Please contact the Clerk of the Board's office at (619) 531-5434 or via e-mail at [publiccomment@sdcounty.ca.gov](mailto:publiccomment@sdcounty.ca.gov).

#### LEVINE ACT NOTICE: DISCLOSURES REQUIRED ON SPECIFIED ITEMS (GOVERNMENT CODE § 84308)

The Levine Act states that parties to any proceeding involving a license, permit or other entitlement for use pending before the Board must disclose on the record of the proceeding any campaign contributions of more than \$250 (aggregated) made by the parties or their agents to Board Members within the preceding 12 months. Participants with financial interests, and agents of either parties or participants, are requested to disclose such contributions also. The disclosure must include the name of the party or participant and any other person making the contribution; the name of the recipient; the amount of the contribution; and the date the contribution was made. This disclosure can be made orally during the proceeding or in writing on a request to speak.

### **Board of Supervisors' Agenda Items**

#### **CONSENT CALENDAR**

All agenda items listed under this section are considered to be routine and will be acted upon with one motion. There will be no separate discussion of these items unless a member of the Board of Directors or the Chief Administrative Officer so requests, in which event, the item will be considered separately in its normal sequence.

<b>Category</b>	<b>#</b>	<b>Subject</b>
Public Safety	1.	DISTRICT ATTORNEY - REQUEST TO CONTRACT WITH STATE OF CALIFORNIA VICTIM COMPENSATION BOARD - FUNERAL/BURIAL AND DOMESTIC VIOLENCE RELOCATION EMERGENCY FUND AND CRIMINAL RESTITUTION COMPACT [FUNDING SOURCE: CALIFORNIA VICTIM COMPENSATION BOARD AND GENERAL-PURPOSE REVENUE, FOR THE UNREIMBURSED COSTS RELATED TO THE CRC]
	2.	DISTRICT ATTORNEY - GRANT APPLICATIONS, ACCEPTANCE OF GRANT FUNDS AND RESOLUTIONS FOR INSURANCE FRAUD PROGRAMS [FUNDING SOURCES: CALIFORNIA DEPARTMENT OF INSURANCE AND AN EXISTING GENERAL-PURPOSE REVENUE FOR NON-REIMBURSABLE INDIRECT COSTS]

- |  |   |
|--|---|
| Health and<br>Human Services           | <p>3. AUTHORIZE ACCEPTANCE OF PERINATAL EQUITY INITIATIVE FUNDING FROM THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH, AND AUTHORIZE APPLICATIONS FOR FUTURE FUNDING OPPORTUNITIES<br/>[FUNDING SOURCES: PERINATAL EQUITY INITIATIVE GRANT FROM THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH]</p> <p>4. AUTHORIZE ACCEPTANCE OF HIV/AIDS SERVICES GRANT FUNDING, AND AUTHORIZE APPLICATIONS TO FUTURE FUNDING OPPORTUNITIES<br/>[FUNDING SOURCE: RYAN WHITE PART A AND PART A MINORITY AIDS INITIATIVE FROM THE UNITED STATES HEALTH RESOURCES AND SERVICES ADMINISTRATION; EXISTING HEALTH REALIGNMENT ALLOCATED FOR THESE PROGRAMS]</p> <p>5. AUTHORIZE ACTIONS RELATED TO ENCAMPMENT RESOLUTION FUNDING ROLLING GRANT PROGRAM<br/>[FUNDING SOURCE: ENCAMPMENT RESOLUTION FUNDING ROLLING GRANT PROGRAM; EXISTING GENERAL PURPOSE REVENUE]</p>  |
| Financial and<br>General<br>Government | <p>6. NEIGHBORHOOD REINVESTMENT PROGRAM GRANT CLOSEOUT FOR FISCAL YEAR 2022-23 (DISTRICT: 1)<br/>(4 VOTES)</p> <p>7. NEIGHBORHOOD REINVESTMENT PROGRAM, COMMUNITY ENHANCEMENT PROGRAM GRANTS AND CLOSEOUT FOR FISCAL YEAR 2022-23 (DISTRICT: 3)<br/>[FUNDING SOURCE: GENERAL PURPOSE REVENUE, ARPA FUNDS AND TRANSIENT OCCUPANCY TAX REVENUES]<br/>(4 VOTES)</p> <p>8. NEIGHBORHOOD REINVESTMENT PROGRAM GRANT AND CLOSEOUT FOR FISCAL YEAR 2022-23 (DISTRICT: 5)<br/>(4 VOTES)</p> <p>9. COMMUNITY ENHANCEMENT PROGRAM GRANTS, CEQA EXEMPTIONS AND CLOSEOUT FOR FISCAL YEAR 2022-23 (DISTRICT: 2)<br/>[FUNDING SOURCE: TRANSIENT OCCUPANCY TAX AND GENERAL PURPOSE REVENUE]<br/>(4 VOTES)</p> <p>10. SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO A TENTATIVE AGREEMENT PENDING RATIFICATION FOR THE EMPLOYEE BARGAINING UNITS - DS AND SM REPRESENTED BY THE DEPUTY SHERIFFS' ASSOCIATION OF SAN DIEGO COUNTY (5/23/2023 - FIRST READING; 6/27/2023 - SECOND READING, UNLESS THE ORDINANCE IS MODIFIED ON SECOND READING)</p> |

11. ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
AMENDMENTS TO THE ORDINANCE APPROVING A SALARY  
PREMIUM AND DCAO ALLOWANCE FOR THE CHIEF MEDICAL  
OFFICER POSITION WHILE SERVING IN THE ROLE OF INTERIM  
HHSA DCAO (6/13/2023 - FIRST READING; 6/27/2023 - SECOND  
READING, UNLESS THE ORDINANCE IS MODIFIED ON SECOND  
READING)
12. GENERAL SERVICES - APPROVAL OF NEW LEASE AGREEMENT  
FOR THE DISTRICT ATTORNEY'S SOUTH COUNTY REGION  
FAMILY JUSTICE CENTER, 401 MILE OF CARS WAY, SUITE 100,  
NATIONAL CITY, AND NOTICE OF EXEMPTION  
[FUNDING SOURCE: PROPOSITION 172 SPECIAL REVENUE FUND]
13. GENERAL SERVICES - CONTINUATION OF EMERGENCY REPAIRS  
AT THE COUNTY ADMINISTRATION CENTER  
[FUNDING SOURCE: CHARGES TO CLIENT DEPARTMENTS]  
(4 VOTES)
- Appointments 14. APPOINTMENTS: VARIOUS
- Communications 15. COMMUNICATIONS RECEIVED  
Received

**DISCUSSION ITEMS**

- | <b>Category</b>                        | <b>#</b>   | <b>Subject</b>  |
|--|------------|---|
| Financial and<br>General<br>Government | 16.        | PROCLAMATION OF A LOCAL EMERGENCY FOR U.S.-MEXICO<br>TRANSBOUNDARY POLLUTION ENVIRONMENTAL CRISIS AND<br>REQUEST FOR FEDERAL STATE OF EMERGENCY<br>(4 VOTES)  |
|  | 17.        | COUNTY OF SAN DIEGO FISCAL YEAR 2023-24 ADOPTED BUDGET<br>RESOLUTION FOR COUNTY FAMILY OF FUNDS, ENTERPRISE<br>FUNDS AND INTERNAL SERVICE FUNDS, PRIOR YEAR<br>ENCUMBRANCES, AND FISCAL YEAR 2022-23 FOURTH QUARTER<br>BUDGET ADJUSTMENTS<br>[FUNDING SOURCE: PREVIOUSLY BUDGETED GENERAL FUND<br>FUND BALANCE, REPURPOSED GENERAL-PURPOSE REVENUE,<br>AND PARK LAND DEDICATION ORDINANCE REVENUE;<br>TRANSIENT OCCUPANCY TAX]<br>(4 VOTES) |
|  | 18.        | ADOPTION OF THE FISCAL YEAR 2023-24 BUDGET FOR THE<br>COUNTY SERVICE AREAS, COMMUNITY FACILITIES DISTRICTS,<br>CERTAIN MAINTENANCE DISTRICTS AND PERMANENT ROAD<br>DIVISIONS<br>(4 VOTES)   |
|  | <u>19.</u> | <u>CLOSED SESSION</u>   |

1. **SUBJECT: DISTRICT ATTORNEY - REQUEST TO CONTRACT WITH STATE OF CALIFORNIA VICTIM COMPENSATION BOARD - FUNERAL/BURIAL AND DOMESTIC VIOLENCE RELOCATION EMERGENCY FUND AND CRIMINAL RESTITUTION COMPACT (DISTRICTS: ALL)**

**OVERVIEW**

The Victim/Witness Assistance Program provides mandatory and optional services to crime victims, which include crisis intervention, counseling, community resources and referrals, court accompaniment, and orientation to the criminal justice system. The Victim Compensation Program is one component of the Victim/Witness Assistance Program. The California Victim Compensation Board (CalVCB) administers the Victim Compensation Program in part through the Funeral/Burial and Domestic Violence Relocation Emergency Fund (FBR) Contract. This contract, previously approved by the Board on June 23, 2020 (1), provides assistance to victims with certain emergency needs such as relocation and funeral/burial arrangements.

Another program administered by CalVCB is the Criminal Restitution Compact (CRC), which provides compensation to victims of crime to assist with losses they suffered as a result of a crime. On June 4, 2019 (6), the Board of Supervisors authorized the District Attorney's Office to enter into the current CRC contract.

This is a request to execute both contracts with CalVCB for FBR and CRC. As required by CalVCB, this action is also a request to adopt resolutions for the contracts with a term of July 1, 2023, through June 30, 2026. The FBR and CRC contracts will provide estimated annual funding of \$330,000 (FBR) and \$238,000 (CRC) over a three-year term. These contracts ensure the continuation of critical services to assist victims and family members of victims of violent crime.

This is also a request to waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery (B-29) and authorize the District Attorney to execute all required or related grant documents in subsequent years provided there are no material changes to the grant terms and funding levels, including agreements for the financial administration and distribution of funds where necessary to carry out the purposes of the programs. The waiver of B-29 is needed because the program costs exceed the available annual funding. The District Attorney's Office certifies that these activities would be worth of County funding in the absence of external funding.

**RECOMMENDATION(S)**

**DISTRICT ATTORNEY**

1. Waive Board Policy B-29, Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for revenue contracts.
2. Approve and authorize the District Attorney to execute the Funeral/Burial and Domestic Violence Relocation Emergency Fund Agreement with the State Board in the estimated amount of \$330,000 of annual funding for the term of July 1, 2023, through June 30, 2026, including any extensions, amendments, and revisions thereof that do not materially impact either the program or funding level.

3. Authorize the District Attorney to execute the Funeral/Burial and Domestic Violence Relocation Emergency Fund Agreement with the State Board in subsequent years provided there are no material changes to the grant terms or funding level.
4. Approve and authorize the District Attorney to execute the Criminal Restitution Compact Agreement with the State Board in the estimated amount of \$238,000 of annual funding for the term of July 1, 2023, through June 30, 2026, including any extensions, amendments, and revisions thereof that do not materially impact either the program or funding level.
5. Authorize the District Attorney to execute the Criminal Restitution Compact Agreement with the State Board in subsequent years provided there are no material changes to the grant terms or funding level.
6. Adopt a Resolution titled:  
A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO DISTRICT ATTORNEY - REQUEST TO CONTRACT WITH STATE OF CALIFORNIA VICTIM COMPENSATION BOARD - FUNERAL/BURIAL AND DOMESTIC VIOLENCE RELOCATION EMERGENCY FUND.
7. Adopt a Resolution titled:  
A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO DISTRICT ATTORNEY - REQUEST TO CONTRACT WITH STATE OF CALIFORNIA VICTIM COMPENSATION BOARD - CRIMINAL RESTITUTION COMPACT.

### **EQUITY IMPACT STATEMENT**

The District Attorney focuses on policies and practices that ensure equal access to victim services. The Funeral/Burial and Domestic Violence Relocation Emergency Fund and Criminal Restitution Compact contracts are utilized to assist all communities of San Diego County. Approximately 23% of the County's residents are immigrants who speak many different languages. To address language needs in serving victims, the District Attorney hires a diverse workforce with many bilingual staff and utilizes contracted translation services. Staff serve victims and families from all walks of life and experiences, regardless of age, background, and/or immigration status. The District Attorney's Office responds with culturally competent, trauma informed care to individuals and families harmed by crime. Since victims, and their families, and survivors of trauma frequently intersect with the criminal justice system, their perspective is critical to achieving racial and social equity and fair and equitable justice. The proposed actions to accept and administer the contracts from the California Victim Compensation Board supports the District Attorney's efforts to make victim services more accessible and equitable throughout San Diego County and supports the District Attorney's endeavor of fair and equal justice for all.

## **SUSTAINABILITY IMPACT STATEMENT**

The Funeral/Burial and Domestic Violence Relocation Emergency Fund and Criminal Restitution Compact contracts with the California Victim Compensation Board (CalVCB) contribute to the County of San Diego's Sustainability initiative by supporting resiliency of victims and their families across the region. The assistance and services delivered through the help of CalVCB funding ensures the capability of individuals and their families to recover from the trauma and monetary loss caused by crime and crisis events. The District Attorney's Office seeks to encourage individuals and families to stabilize their lives after victimization and strives to restore a measure of safety and security for the victim and their families.

## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Years 2023-25 CAO Recommended Operational Plan for the District Attorney's Office. If approved, this request will result in annual program cost and revenue estimated at \$330,000 for the Funeral/Burial and Domestic Violence Relocation Emergency Fund contract and \$310,000 for the Criminal Restitution Compact (CRC) contract. The funding sources are the California Victim Compensation Board (\$568,000) and General Purpose Revenue, for the unreimbursed costs (\$72,000) related to the CRC. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

2. **SUBJECT: DISTRICT ATTORNEY - GRANT APPLICATIONS, ACCEPTANCE OF GRANT FUNDS AND RESOLUTIONS FOR INSURANCE FRAUD PROGRAMS (DISTRICTS: ALL)**

## **OVERVIEW**

The District Attorney's Office works to enhance public awareness of insurance fraud, deter potential defrauders, and proactively investigate and prosecute insurance fraud crimes. These efforts ultimately lead to a reduction in the insurance premiums for consumers, lower workers' compensation rates for employers, and ensure that injured workers receive the benefits they are entitled to collect. The District Attorney's Office has long leveraged grant funding resources to support the operation of its Insurance Fraud programs. These programs have been consistently recognized for their excellence.

If approved, today's actions will authorize the District Attorney (DA) to apply for and accept five grants from the California Department of Insurance in the estimated amount of \$13.8 million: Workers' Compensation Insurance Fraud Program (\$7.9 million), Automobile Insurance Fraud Program (\$2.5 million), Organized Automobile Fraud Activity Interdiction Program (\$1.9 million), Disability and Healthcare Insurance Fraud Program (\$1.1 million) and Life and Annuity Consumer Protection Program (\$0.4 million), and to adopt resolutions for Fiscal Year 2023-24. The performance period is July 1, 2023 through June 30, 2024. Today's actions will also authorize the District Attorney to apply for and accept grant funding for these five grant programs from the California Department of Insurance in subsequent years if there are no material changes to the grant terms and funding levels. If authorized, the District Attorney will return to the Board of Supervisors for approval to appropriate any awarded grant funds as necessary.

**RECOMMENDATION(S)**  
**CHIEF ADMINISTRATIVE OFFICER**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery which requires full cost recovery of grants and to the extent it requires separate applications for authority to apply for and accept grants.
2. Authorize the District Attorney to apply for and accept grant funds in the estimated amount of \$13.8 million from the California Department of Insurance for the Workers' Compensation Insurance Fraud Program (\$7.9 million), Automobile Insurance Fraud Program (\$2.5 million), Organized Automobile Fraud Activity Interdiction Program (\$1.9 million), Disability and Healthcare Insurance Fraud Program (\$1.1 million), and Life and Annuity Consumer Protection Program (\$0.4 million) for the performance period of July 1, 2023 through June 30, 2024, and apply for and accept grant funds in subsequent years provided there are no material changes to the grant terms or funding level.
3. Authorize the District Attorney to review and execute all required or related grant documents for the Workers' Compensation Insurance Fraud Program, Automobile Insurance Fraud Program, Organized Automobile Fraud Activity Interdiction Program, Disability and Healthcare Insurance Fraud Program, and Life and Annuity Consumer Protection Program for the performance period of July 1, 2023 through June 30, 2024, and in subsequent years provided there are no material changes to the grant terms or funding levels. This authorization includes agreements for the distribution of grant funds where necessary to carry out the purpose of each grant and any annual extension, amendments, and/or revisions thereof that do not materially impact or alter the services or funding level.
4. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE WORKERS' COMPENSATION INSURANCE FRAUD PROGRAM.
5. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE AUTOMOBILE INSURANCE FRAUD PROGRAM.
6. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE ORGANIZED AUTOMOBILE FRAUD ACTIVITY INTERDICTION PROGRAM.
7. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE DISABILITY AND HEALTHCARE INSURANCE FRAUD PROGRAM.
8. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE LIFE AND ANNUITY CONSUMER PROTECTION PROGRAM.



## **EQUITY IMPACT STATEMENT**

The District Attorney's Office is constitutionally responsible for the investigation and prosecution of all criminal violations of state law and county ordinances. The Insurance Fraud and Workplace Justice Division specializes in prosecuting crimes where misrepresentations are made to unlawfully obtain insurance benefits in several areas including auto insurance, workers' compensation, disability and healthcare, and life insurance. To prevent fraud and protect all community members the District Attorney's Office is committed to engaging all San Diego communities in education and awareness campaigns to avoid fraudulent activities. Proactive strategies are deployed with the goal of promoting equal access to anti-fraud information, which is presented at local community meetings, published in diverse neighborhood newspapers, displayed on billboards and transit stops, and broadcast on television to ensure information is accessible and equitably distributed county-wide. Combating fraud ensures fairness and equity in insurance premiums paid by community members. The District Attorney's Office has long leveraged grant funding resources to support the operation of its Insurance Fraud programs.

## **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to continue provision of California Department of Insurance (CDI) Insurance Fraud Programs contributes to the County of San Diego's sustainability goals of protecting the health and well-being of everyone in the region, fostering an equitable business climate, and supporting workforce development. The Insurance Fraud Programs engage all of San Diego's communities in education and awareness of insurance fraud crimes and proactively investigates and prosecutes insurance fraud offenses. This includes educating the community, including vulnerable populations, about workers' compensation fraud crimes and informing them of their rights should they be injured on the job. It also fosters a level playing field for all businesses by supporting compliance with insurance, employment, and tax laws. It reduces car thefts, staged accident rings, and car repair shop fraud. It shields our senior population from financial abuse by prosecuting fraudulent life insurance and annuities scams. Finally, by prosecuting medical provider fraud, including doctors, dentists, chiropractors, and others in a position of trust, the Insurance Fraud Program protects San Diego County citizens from being exploited for kickbacks, having unnecessary procedures performed on them, and being overbilled for life-sustaining services. The Insurance Fraud Programs' efforts have ultimately led to a reduction in the amount of insurance fraud committed in the County of San Diego while ensuring the health and well-being of our citizens and fostering an inclusive business environment.

## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Years 2023-25 CAO Recommended Operational Plan for the District Attorney's Office. If approved and awarded, this request will result in costs and revenue of approximately \$14.7 million in Fiscal Year 2023-24. The funding sources are \$13.8 million from the California Department of Insurance and an estimated \$0.9 million of existing General Purpose Revenue for non-reimbursable indirect costs. There will be no change in net General Fund cost and no additional staff years. The District Attorney will return to the Board of Supervisors for approval to appropriate material changes to awarded grant funds as necessary.

## **BUSINESS IMPACT STATEMENT**

N/A

**3. SUBJECT: AUTHORIZE ACCEPTANCE OF PERINATAL EQUITY INITIATIVE FUNDING FROM THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH, AND AUTHORIZE APPLICATIONS FOR FUTURE FUNDING OPPORTUNITIES (DISTRICTS: ALL)**

**OVERVIEW**

The San Diego County Board of Supervisors (Board) has authorized the acceptance of California Department of Public Health Maternal, Child, and Adolescent Health Division Title V Maternal and Child Health (MCH) Block Grant funding since Fiscal Year 1997-98. MCH Block Grant funding addresses health disparities in African-American birth outcomes by implementing the Black Infant Health (BIH) Program in San Diego County. The 2018-19 California State Budget Act established the California Perinatal Equity Initiative (PEI) to expand the BIH Program and improve birth outcomes and reduce mortality in Black infants through evidence-based interventions. Counties that implement BIH Programs were eligible to receive PEI funding. On May 18, 2021 (7), the Board approved acceptance of the PEI allocation in the amount of \$968,620 for the period of July 1, 2021 through June 30, 2023.

Today's item requests the Board authorize acceptance of the PEI grant allocation for the period of July 1, 2023 through June 30, 2024, for approximately \$484,310. Additionally, today's item requests the Board authorize the Agency Director, Health and Human Services Agency, or designee, to apply for additional funds to help improve health equity for San Diego County residents.

Today's actions support the County of San Diego's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by improving access to quality health care for mothers, infants, children, adolescents, and families.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Authorize the acceptance of approximately \$484,310 in grant funds from the California Department of Public Health, Maternal, Child, and Adolescent Health Division for the period of July 1, 2023 through June 30, 2024, for the Perinatal Equity Initiative grant and authorize the Agency Director, Health and Human Services Agency to execute all required agreement documents, upon receipt, including any annual extensions, amendments, or revisions that do not materially impact or alter the services or funding level.
2. Authorize the Agency Director, Health and Human Services Agency, or designee, to apply for additional funding opportunity announcements, if available, that improve health equity for San Diego County residents.

## **EQUITY IMPACT STATEMENT**

An important indicator of overall population health is infant mortality, as it is a product of social well-being, disease rates, access to healthcare, economic development, and general living conditions. Prematurity and low birthweight are among the leading causes of infant death and are also associated with illness and disability in survivors. National data from the Centers for Disease Control and Prevention show that in 2020, the African-American infant mortality rate was higher than that of other race/ethnic groups and has been as high as two and half times that of White infant mortality rates since the 1950s. According to data from the California Department of Public Health, from 2000 through 2020, San Diego County's African-American infant mortality rates have been about two to three times higher than White infant mortality rates. Many factors are responsible for this gap, including upstream issues like institutional racism, class oppression, and gender discrimination, which have trickled down to negatively influence social determinants of health such as job security, availability of healthy food, transportation, and quality education in this population.

Achieving health equity requires addressing societal inequalities, historical and contemporary injustices, and healthcare disparities. In an effort to reduce perinatal morbidity and mortality among disadvantaged populations, the County of San Diego (County) Health and Human Services agency, Public Health Services administers the Black Infant Health (BIH) Program and the Perinatal Equity Initiative (PEI). These programs work to address inequities in maternal and infant health outcomes and ensure access to quality prenatal and postpartum health care and community resources through individual, family, and group-based support. Both programs also host Community Advisory Board meetings attended by stakeholders, providers, and community members with lived experience who offer guidance and insight into the needs of families served by the programs.

The BIH Program provides culturally appropriate support services and resources to African-American women and their families throughout the county to address health disparities and improve the birth outcomes noted above. BIH Program services include group sessions, client-centered support, and case management for BIH participants. The PEI complements programs and services offered through the BIH model. PEI supports eligible local health jurisdictions in the implementation of specific interventions that have presented evidence-based promise in reducing racial health disparities in birth outcomes among African-American women. These interventions include the fatherhood pilot intervention, Implicit Bias Training, the Public Awareness Campaign, and the all-encompassing Community Advisory Board. The fatherhood pilot intervention focuses on the importance of having partners engaged in the process, bolstering mental, emotional, and physical health both during pregnancy and post-delivery. The Public Awareness Campaign delivers health messaging through social media, radio, digital, and print advertisements to vulnerable populations with the highest rates of preterm birth and infant mortality among African Americans. The Community Advisory Board assists with the creation and implementation of the local Public Awareness Campaign around birth outcome inequities and is also a voice of the community to ensure PEI interventions and activities are implemented in a culturally appropriate manner. Together, these activities have proven to yield positive outcomes that support the County's efforts to address local inequities in maternal and infant health outcomes and ensure access to quality prenatal and postpartum health care and community resources.

## **SUSTAINABILITY IMPACT STATEMENT**

Today's proposed actions support the County of San Diego's (County) Sustainability Goal #1 to engage the community; Sustainability Goal #2 to provide just and equitable access; and Sustainability Goal #4 to protect the health and wellbeing of everyone in the region. This will be done by ensuring vulnerable populations in underserved communities are given access to resources provided by the Black Infant Health (BIH) Program and the Perinatal Equity Initiative (PEI), which promote the overall health and well-being of those disproportionately impacted. The County Health and Human Services Agency, Public Health Services continues to engage with and seek community input through the BIH Advisory Board, PEI Community Advisory Board, and the Family Support Connection collaborative.

## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2023-25 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated cost and revenue of \$484,310 in Fiscal Year 2023-24. The funding source is the Perinatal Equity Initiative grant from the California Department of Public Health. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

### **4. SUBJECT: AUTHORIZE ACCEPTANCE OF HIV/AIDS SERVICES GRANT FUNDING, AND AUTHORIZE APPLICATIONS TO FUTURE FUNDING OPPORTUNITIES (DISTRICTS: ALL)**

## **OVERVIEW**

For 32 years the San Diego County Board of Supervisors (Board) has authorized grants and agreements with the United States Health Resources and Services Administration (HRSA) to provide care and treatment services to persons living with HIV. These funding sources include the Ryan White HIV/AIDS Treatment Extension Act of 2009 (RWTEA) Part A and the RWTEA Part A Minority AIDS Initiative (MAI). Awarded annually, RWTEA Part A and RWTEA Part A MAI comprise the single largest federal funding source for HIV services received by the County of San Diego (County). The County received notification of a grant award on April 6, 2023 by HRSA. The RWTEA Part A funding is \$11,299,699, and the RWTEA Part A MAI funding is \$773,155, for a total of \$12,072,854 for the period of March 1, 2023 through February 29, 2024. This funding will continue to support medical treatment, mental health treatment, substance use disorder treatment, temporary housing assistance, and other critical services for persons living with HIV. Today's action requests the Board authorize acceptance of a total of \$12,072,854 in grant funds from HRSA for the period of March 1, 2023 through February 29, 2024, for Ryan White Part A and Part A Minority AIDS Initiative. Additionally, today's action requests the Board authorize the Agency Director, Health and Human Services Agency, or designee, to apply for any additional funding opportunities to address the prevention, testing, care, and treatment needs of those impacted by HIV/AIDS and other sexually transmitted diseases.

This item supports the County's Getting to Zero initiative by funding services that help people living with HIV remain in care and achieve viral suppression. Research has demonstrated that persons who have achieved viral suppression are not able to transmit HIV to others sexually. In addition, this item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by providing improved access to high quality HIV, sexually transmitted diseases and viral hepatitis care and treatment services that lead to improved physical and behavioral health.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires prior approval of grant applications and full-cost recovery of grants.
2. Authorize the acceptance of \$11,299,699 and \$773,155 in grant funds from the United States Health Resources and Services Administration for the period of March 1, 2023 through February 29, 2024, for Ryan White Part A and Part A Minority AIDS Initiative respectively, and authorize the Clerk of the Board to execute all required grant documents, upon receipt, including any annual extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.
3. Authorize the Agency Director, Health and Human Services Agency, or designee, to apply for any additional funding opportunity announcements, if available, to address the prevention, testing, care, and treatment needs of those impacted by HIV/AIDS, other sexually transmitted diseases, and viral hepatitis.

## **EQUITY IMPACT STATEMENT**

Since the beginning of the epidemic, HIV has disproportionately impacted our most vulnerable residents. According to the most recent data from Gallup, 7.2% of the adult U.S. population identify as LGBTQ+. Local epidemiological data indicates that gay, bisexual, and other men who have sex with men comprise 62% of recent HIV diagnoses and 71% of persons living with HIV. Moreover, in San Diego County, like much of the rest of the United States, HIV has disproportionately impacted Black and Hispanic communities. Blacks comprise less than 5% of the county's population but comprise 12% of recent HIV diagnoses. Hispanics comprise 34% of the population of the county yet comprise 48% of recent HIV diagnoses.

Since its inception in 1990, the Ryan White HIV/AIDS Treatment Extension Act (formerly the Ryan White CARE Act) has focused on ensuring access to treatment and support services for the most vulnerable residents. Thus far during the previous grant period of March 1, 2022 through February 28, 2023, a total of 3,358 clients received services funded by Ryan White Part A in San Diego County. Of those clients, 56% were Hispanic and 13% were Black.

The success in reaching our residents and communities most disproportionately impacted by HIV is due in large part to the HIV Planning Group (HPG), an official advisory board to the San Diego County Board of Supervisors that has the legislative authority to allocate Ryan White Part

A funding to respond to local needs as determined by review of epidemiologic data and extensive engagement of our communities. In partnership with the HPG, the County of San Diego Health and Human Services Agency (HHSA) conducts needs assessments among persons living with, or those vulnerable to HIV, including system capacity and capabilities every three years. As part of these efforts, focus groups with various impacted communities are facilitated annually. The next needs assessment will be conducted during the current Ryan White fiscal year. During Fiscal Years 2019-20 and 2020-21, the HPG engaged a consultant to conduct a community engagement process to identify how policy, planning, and funding changes could further close the disproportionalities seen among Black, Hispanic, and Transgender communities. The HPG and HHSA are currently in the process of implementing the recommendations from the community engagement.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed actions align with the County of San Diego's (County) Sustainability Goal #2 to provide just and equitable access, Sustainability Goal #3 to transition to a green, carbon-free economy, and Sustainability Goal #4 to protect health and well-being. Accepting the HIV care and treatment funding will support the HIV, STD, and Hepatitis Branch of the County Health and Human Services Agency, Public Health Services, and in turn HIV service providers throughout the county by increasing capacity and accessibility of services aimed to treat HIV. Quality HIV treatment will improve the overall health of communities, reduce the demand of associated care services, while increasing effectiveness of care providers and lowering operating costs of facilities, thus reducing greenhouse gas emissions and waste generated within the care sector.

### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year (FY) 2022-23 Operational Plan and the FY 2023-2024 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated costs of \$4,086,440 and revenue of \$4,024,285 in FY 2022-23 and estimated costs of \$8,172,880 and revenue of \$8,048,569 in FY 2023-24. The funding sources are Ryan White Part A and Part A Minority AIDS Initiative from the United States Health Resources and Services Administration. A waiver of Board Policy B-29 is requested because the funding does not offset all costs. These costs are estimated at \$62,155 for FY 2022-23 and \$124,311 for FY 2023-24. The funding source for these costs will be existing Health Realignment allocated for these programs. The public benefit for providing these services far outweighs these costs. There will be no change in net General Fund costs and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A

- 5. SUBJECT: AUTHORIZE ACTIONS RELATED TO ENCAMPMENT  
RESOLUTION FUNDING ROLLING GRANT PROGRAM  
(DISTRICTS: ALL)**

### **OVERVIEW**

On December 1, 2022, State of California Governor Gavin Newsom announced the Notice of Availability of Funding for \$240 million from the Encampment Resolution Fund grant program -

part of the \$700 million two-year program - to close encampments and move people into housing and shelter. The County of San Diego (County), Health and Human Services Agency, Department of Homeless Solutions and Equitable Communities submitted an application for these funds on February 28, 2023, specifically to address homelessness in the San Diego Riverbed. The San Diego Riverbed area stretches from Ocean Beach to Alpine, where an estimated 300 persons experiencing homelessness reside. The entities that collaborated on this application include the City of San Diego, City of Santee, and Caltrans. On June 14, 2023, the State of California Business, Consumer Services and Housing Agency - California Interagency Council on Homelessness, notified the County of the award for Encampment Resolution Funding Rolling (ERF-2-R) grant in the amount of \$16,951,298.

Today's item requests the Board authorize the acceptance of ERF-2-R funds in the amount of \$16,951,298. Additionally, today's item requests the Board authorize competitive solicitations for services, subsidies, and supplies related to implementation of the Encampment Resolution Funding Rolling grant program and authorize the Agency Director, Health and Human Services Agency, or designee, to execute agreements, certification forms and all necessary documents for the submittal, regulatory processing, and implementation of the ERF-2-R grant funds. Today's item also requests the Board authorize the Interim Chief Administrative Officer, or designee, to execute sub-recipient grant agreements with the City of San Diego and the City of Santee, and authorize the Agency Director, Health and Human Services Agency, to execute agreements including sub-recipient agreements with ERF-2-R grant partner entities. Lastly, today's item requests the BOS waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires prior approval of revenue agreement applications and full-cost recovery of grants.

Today's actions support the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This item also advances the Framework for Ending Homelessness by ensuring our most vulnerable community members, including youth experiencing homelessness have access to housing, care coordination, and connections to healthcare and workforce opportunities.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Authorize acceptance of the State of California Business, Consumer Services and Housing Agency's California Interagency Council on Homelessness Encampment Resolution Funding Rolling (ERF-2-R) grant in the amount of \$16,951,298.
2. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue a competitive solicitation for services, subsidies, and supplies related to the implementation of the Encampment Resolution Funding Rolling grant program for the San Diego Riverbed and upon successful negotiations and determination of a fair and reasonable price, award contracts for an initial term of up to one year, with four one-year options, and up to an additional six months, if needed; and to amend the contracts to reflect changes in program funding or service requirements, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.

3. Authorize the Interim Chief Administrative Officer, or designee, upon successful negotiations, to execute a sub-recipient grant agreement of up to \$3.67 million with the City of San Diego to fund administrative costs, outreach, case management, and rental subsidies for the City of San Diego jurisdiction and execute a sub-recipient grant agreement with the City of Santee for up to \$0.24 million for costs associated with the administration of the grant in the City of Santee jurisdiction and to amend the subrecipient agreements as necessary, subject to the approval of the Agency Director, Health and Human Services Agency.
4. Authorize the Agency Director, Health and Human Services Agency, or designee, to execute agreements including sub-recipient agreements with ERF-2-R grant partner entities, certification forms, prepare and execute all necessary documents for the submittal, regulatory processing, and implementation, and take any other actions necessary as required by the State of California for the ERF-2-R funding.
5. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires prior approval of revenue agreement applications and full-cost recovery of grants.

### **EQUITY IMPACT STATEMENT**

The County of San Diego (County) Health and Human Services Agency, Department of Homeless Solutions and Equitable Communities' mission is to ensure equity among all San Diegans, foster a community that is welcoming to new residents, and reduce homelessness in the region. The County is dedicated to addressing the root causes of homelessness and providing equitable access to preventative and supportive services for vulnerable residents.

In 2023, the We All Count Point-in-Time Count, identified 10,264 individuals as living on the streets or in shelters throughout San Diego County on one night. Of the 5,171 individuals who were unsheltered, 29% were 55 years of age or older, 6% were youth and 44% reported chronic homelessness. People of color are disproportionately impacted among those experiencing homelessness, with 19% identifying as Black or African American, which is nearly five times the proportion of African Americans in the region; 3% identify as American Indian or Alaska Native, which is nearly three times the proportion in the region. In addition to the We All Count Point-in-Time Count, the Regional Task Force on Homelessness Community Snapshot Dashboard, shows that approximately 30% of people experiencing homelessness identified as Hispanic.

To address the root causes of these statistics and provide a plan to end homelessness, the Framework for Ending Homelessness was created, outlining the County's strategic path for ending homelessness across five strategic domains: Root Causes and Prevention; Diversion and Mitigation; Services, Treatment and Outreach; Emergency/Interim Housing and Resources; and Permanent Housing and Support. The Framework for Ending Homelessness also provides a vision for building capacity across these strategic domains to ensure an equitable approach to service delivery. Ensuring racial and social equity in all aspects of homelessness prevention and response is one of the key principles guiding the Framework for Ending Homelessness and efforts that fall under its strategic domains. Additionally, securing equitable housing, supports, and funding will assist those who are experiencing homelessness or at-risk of homelessness throughout the region.



People at-risk of or experiencing homelessness, impacted community members, community partners, and other key stakeholders are engaged during the development of County plans to address homelessness and their feedback is valued and incorporated into development of programs. The County has conducted lived experience forums in the North, East, and South Regions to gain valuable information on shaping programs. Ensuring racial and social equity in all aspects of homelessness prevention and response is one of the key principles that guides the Framework for Ending Homelessness and all items that fall under its strategic domains. It is anticipated that Encampment Resolution Funding Rolling (ERF-2-R) grant, will provide needed housing and supports to individuals in the San Diego Riverbed area, including youth and those who are disproportionately represented in the homeless system including, justice involved individuals and individuals with a range of health and social needs, as well as Black, Indigenous and People of Color.

### **SUSTAINABILITY IMPACT STATEMENT**

Today's proposed actions support the County of San Diego's Sustainability Goal #1 to engage the community; Sustainability Goal #2 to provide just and equitable access; and Sustainability Goal #3 to protect health and well-being. By engaging the community through an existing comprehensive outreach strategy that includes working collaboratively with city and community partners, these partners will be able to utilize Homeless Housing, Assistance and Prevention funding to address the homelessness crisis, by adding emergency shelters, providing supportive services, rental assistance, and other innovative housing solutions and services. These actions also align with the goal to protect health and well-being, which will be accomplished by ensuring the most vulnerable community members have access to housing and connections to healthcare and workforce opportunities. The recommended actions will also provide just and equitable access to housing and support countywide, including to youth and those who are disproportionately represented in the homeless system, have a range of health and social needs, or are Black, Indigenous, and People of Color.

### **FISCAL IMPACT**

Funds for this request are not included in the Fiscal Year (FY) 2023-25 CAO Recommended Operational Plan for the Health and Human Services Agency (HHSA). HHSA will monitor its budget and return to the Board with mid-year action to adjust the budget for these grant awards, as necessary. If awarded and approved, this request will result in estimated costs of \$7,983,027 and revenues of \$7,317,174 in FY 2023-24, and costs of \$7,583,027 in and revenues of \$6,917,174 million in FY 2024-25. This will result in total costs of approximately \$18,948,859 and revenue of approximately \$16,951,299 for FY 2023-24 through FY 2025-26. The funding source is the Encampment Resolution Funding Rolling grant program. Funds for subsequent years will be incorporated into future operational plans, pending successful award of grant funding. A waiver of Board Policy B-29 is requested because the funding does not offset all costs. These costs which will not be recovered are estimated at \$1,997,560 for FY 2023-24 through FY 2025-26. The funding source for these costs is existing General Purpose Revenue. The public benefit for providing these services far outweighs these costs. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A

**6. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANT CLOSEOUT FOR FISCAL YEAR 2022-23 (DISTRICT: 1)**

**OVERVIEW**

The County of San Diego is fortunate to have an opportunity to reinvest taxpayer money into our communities for the benefit of the public. This action will assist the County in meeting the needs of the community.

**RECOMMENDATION(S)**

**CHAIR NORA VARGAS**

1. Amend the 5/2/2023 (10) allocation of \$10,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Sweetwater Valley Civic Association to increase the award by \$2,118 to purchase anti-graffiti coating, paint, brushes, rollers and handles, paint pans, tray liners, builder's paper, painting tape, paint sticks, can and bottle openers. Authorize the Director, Office of Economic Development and Government Affairs to amend the grant agreement accordingly.
2. Establish appropriations of \$2,118 in the Neighborhood Reinvestment Program budget (Org 15650) based on the return unused portions of prior year allocations so the funds be allocated to other projects. **(4 VOTES)**
3. Find that the grant allocation, as amended, serves a public purpose.

**EQUITY IMPACT STATEMENT**

We recognize the systemic impacts that inequitable policies may create for residents in San Diego County. Find that these proposed allocations of funds are intended to improve the quality of life throughout the County by providing funds for non-profits and local agencies whose work addresses inequities, promotes quality of life, and improves outcomes that align with the vision of our county. Organizations and agencies were chosen based on their location or the demographics they serve with a focus on organizations and agencies that focus on vulnerable community members, youth and seniors, and other inclusive community events. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach, and programs. Their supporting documents were reviewed as well as impact reports and community testimony.

**SUSTAINABILITY IMPACT STATEMENT**

N/A

**FISCAL IMPACT**

Funds for the grant allocation request are included in the Fiscal Year 2022-23 Operational Plan for the Neighborhood Reinvestment Program budget (Org 15650). The fiscal impact of this recommendation is \$2,118 from the Neighborhood Reinvestment Program budget Org 15650). There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

7. **SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM, COMMUNITY  
ENHANCEMENT PROGRAM GRANTS AND CLOSEOUT FOR  
FISCAL YEAR 2022-23 (DISTRICT: 3)**

**OVERVIEW**

The County of San Diego is fortunate to have an opportunity to reinvest taxpayer money into our communities for the benefit of the public. This action will assist the County in meeting the needs of the community.

**RECOMMENDATION(S)**

**SUPERVISOR TERRA LAWSON-REMER**

1. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15660) to The Hack Foundation to support the FIRST Lego League team with the purchase of FIRST Lego League equipment, challenge sets, mats, LEGO Education SPIKE Prime, t-shirts, sweatshirts, office supplies including posters, and whiteboards.
2. Allocate \$9,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Inspire SD - Inspire Someone Daily "Faces With Purpose" to support the Youth Camp Program with the purchase of tents, canopies, tables, firewood, lamps, chairs, t-shirts, hats, socks, notebooks, pencils, backpacks, PA system and microphones, hygiene packages, and the partial cost of a camp vehicle.
3. Allocate \$3,000 from the Community Enhancement Program budget (Org 12900) to the County Library to purchase books, backpacks, crayons, pencils, rulers, and markers for the Solana Beach Branch Library.
4. Transfer \$3,000 from the Community Enhancement Program budget (Org 12900) to the County Library (Org 12351) Contribution to County Library, Operating Transfer out to purchase books, backpacks, crayons, pencils, rulers, and markers for the Solana Beach Branch Library.
5. Establish appropriations of \$3,000 in the County Library budget (Org 57545), Services and Supplies to purchase books, backpacks, crayons, pencils, rulers, and markers for the Solana Beach Branch Library. **(4 VOTES)**
6. Allocate \$15,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to Emerald Keepers to support the costs of marketing expenses and professional services. Before COVID-19, Emerald Keepers had planned a series of educational, in-person events, including beach cleanups, speakers, film screenings and community events. Due to the pandemic, these events had to be cancelled and Emerald Keepers had to pivot its marketing strategy to continue its environmental education work. Funds will support the cost of a designer for print and online design work, a social media expert and a professional bookkeeper.

7. Allocate \$10,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to Exposure Skate for the reimbursement of computers that crashed due to the increase of digital footage as well as social media costs incurred from transitioning to online platforms, including the cost of staff salaries to that supported the management of social media. Funds will also support payment for storage facilities. COVID-19 forced Exposure Skate to take its flagship event traditionally held in person in Encinitas online which resulted in loss of revenue and sponsorship, and placed increase demand on its computer equipment. This funding will help address these adverse impacts of the pandemic on the organization.
8. Allocate \$130,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to the North County LGBTQ Resource Center to support the costs of payroll for employees. The center experienced a fourfold increase in demand for services during the pandemic which has required the center to increase its personnel, and mental behavioral health services. During the pandemic services for the center increased while their fundraising was drastically impacted. Funds will support with the strategic partnerships and fundraising to meet the needs of residents in north county.
9. Establish appropriations of \$13,524 in the Neighborhood Reinvestment Program budget (Org 15660) based on unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
10. Amend the purpose of the 5/24/2022 (14) allocation of \$7,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Kitchens for Good, Inc. to include new staffing payroll software. Authorize the Director, Office of Economic Development and Government Affairs to amend the grant agreement accordingly.
11. Amend the purpose of the 4/26/2022 (21) allocation of \$15,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to Diabetes Research Connection to include payroll for staff salaries to support with innovative marketing impacts due to the pandemic. The COVID-19 pandemic adversely impacted the organization's ability to raise funds creating a need for innovation in marketing and payroll support which this grant provides. Authorize the Director, Office of Economic Development and Government Affairs to amend the grant agreement accordingly.
12. Authorize the Director, Office of Economic Development and Government Affairs to execute grant agreements or amendments to agreements with the organizations awarded grants establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
13. Find that each of the grants has a public purpose and that the grants awarded using American Rescue Plan Act funds are necessary to address an adverse impact of the COVID-19 pandemic on the funded organizations.

## **EQUITY IMPACT STATEMENT**

We recognize that the systemic impacts that inequitable policies may create for residents in San Diego County. Find that these proposed allocations of funds are intended to improve the quality of life throughout the County by providing funds for nonprofits whose work addresses inequities, promotes quality of life and improves outcomes that align with the vision of our county. Organizations were chosen based on their location or the demographics they serve with a focus on organizations that focus on vulnerable community member, youth events and inclusive community events. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach and programs. Their supporting documents were reviewed as well as impact reports and community testimony.

## **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to fund nonprofit organizations improves quality of life and supports long term sustainability of the community, advancing the County of San Diego Sustainability Goals to educate the community, protect ecosystems, habitats, biodiversity, and transition to a green, carbon-free economy.

## **FISCAL IMPACT**

Funds for the grant allocation requests are included in the Fiscal Year 2022-23 Operational Plan for the Neighborhood Reinvestment Program (Org 15660), Community Enhancement Program (Org 12900) and the Community Enhancement ARPA Program (Org 12905). The fiscal impact of these recommendations is \$14,000 from the Neighborhood Reinvestment Program budget (Org 15660), \$3,000 from the Community Enhancement Program budget (Org 12900), and \$155,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) totaling \$172,000. The funding sources are General Purpose Revenue, ARPA funds and Transient Occupancy Tax Revenues.

## **BUSINESS IMPACT STATEMENT**

N/A

### **8. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANT AND CLOSEOUT FOR FISCAL YEAR 2022-23 (DISTRICT: 5)**

#### **OVERVIEW**

Community Enhancement and Neighborhood Reinvestment Program funding assists nonprofit organizations in providing essential services to citizens of San Diego County. Reinvesting taxpayer money in worthwhile organizations is a benefit to the citizens and communities of North County.

#### **RECOMMENDATION(S)**

##### **SUPERVISOR JIM DESMOND**

1. Rescind the 5/23/23 (7) Neighborhood Reinvestment Program budget (Org 15670) to Oceanside's Finest Basketball Club allocation of \$20,000 to purchase shoot away basketball machines to support the free basketball program that teaches kids the fundamentals of the sport so the funds can be allocated to other projects. Authorize the Director, Office of Economic Development and Government Affairs to amend the grant agreement accordingly.

2. Establish appropriations of \$297 in the Community Enhancement Program budget (Org 12900) based on the return of unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
3. Amend the 5/23/23 (7) allocation of \$4,461 from the Neighborhood Reinvestment Program budget (Org 15670) to The Rock Rose School for Creative learning to increase the award by \$3,980 and include ceiling repairs and driveway widening to meet fire requirements. Authorize the Director, Office of Economic Development and Government Affairs to amend the grant agreement accordingly.
4. Authorize the Director, Office of Economic Development and Government Affairs to rescind the grant agreement with the organization awarded the grant establishing terms for receipt of the funds described above and to make minor amendments to the agreement that is consistent with the general purpose of the grant but do not increase the grant.

#### **EQUITY IMPACT STATEMENT**

These proposed allocations of funds are intended to improve the quality of life throughout the County by providing funds for nonprofits whose work addresses inequities by providing services to all with an emphasis on underserved communities. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach, and programs.

#### **SUSTAINABILITY IMPACT STATEMENT**

Any funds allocated will contribute to the overall sustainability of the region by providing funding to organizations that align with the County of San Diego Sustainability Goals by engaging the community, provide just and equitable access, transition to a green and carbon-free economy, protect the health and wellbeing of the community members, protect water, ecosystems, habitats, biodiversity and/or reduce pollution and waste.

#### **FISCAL IMPACT**

Funds for the grant allocation request are included in the Fiscal Year 2022-23 Operational Plan for the Neighborhood Reinvestment Program budget (Org 15670). The fiscal impact of this recommendation is \$3,980 from the Neighborhood Reinvestment Program budget (Org 15670). There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

9. **SUBJECT: COMMUNITY ENHANCEMENT PROGRAM GRANTS, CEQA EXEMPTIONS AND CLOSEOUT FOR FISCAL YEAR 2022-23 (DISTRICT: 2)**

#### **OVERVIEW**

The County of San Diego is fortunate to have an opportunity to reinvest taxpayer money into our communities for the benefit of the public. This action will assist the County in meeting the needs of the community.

**RECOMMENDATION(S)**  
**SUPERVISOR JOEL ANDERSON**

1. Allocate \$10,307 from the Community Enhancement APRPA budget (Org 12905) to the Alpine Education Foundation, Inc. for its STEAM Instruction Program to help reverse the adverse impact of the COVID-19 pandemic on education in the Alpine Union School District. The funds will be used to cover third-party contractor fees to renovate its website, payroll for part-time marketing director, and new materials that would enhance their curriculum, and sponsor field trips for Alpine children. The COVID-19 pandemic has prevented the Alpine Union School District from allocating sufficient budget for field trips and caused learning gaps for students due to a lack of in-person instruction while reducing fundraising revenue for Alpine Education Foundation, Inc.
2. Allocate \$10,000 from the Community Enhancement ARPA budget (Org 12905) to Arms Wide Open Corporation to support their arts programs for those with intellectual disabilities in District 2 by covering the cost of studio rent and teacher salaries. The COVID-19 pandemic caused closure and inability to offer in-person classes which resulted in significant loss of earned revenue. This allocation will help address these adverse impacts of the COVID-19 pandemic on the organization.
3. Allocate \$50,000 from the Community Enhancement ARPA budget (Org 12905) to Lakeside's River Park Conservancy to purchase materials, cover permitting fees, and install ADA compliant facilities for the San Diego River Field Station located at 12108 Industry Road, Lakeside, CA 92040. The Field Station would serve as an educational venue for local school districts that will focus exclusively on ecological education that relates to the San Diego River. The COVID-19 pandemic has created significant delays to this capital improvement project and caused the loss of revenue from decreased charitable donations to the Conservancy. This allocation would help address these adverse impacts of the pandemic on the organization.
4. Allocate \$7,000 from the Community Enhancement ARPA budget (Org 12905) to Ride Above Disability Therapeutic Riding Center to cover payroll/employee retention to continue providing therapeutic horsemanship opportunities to those with disabilities. The COVID-19 pandemic caused this organization to shut down temporarily and lose revenue due to the cancellation of fundraising events.
5. Establish appropriations of \$789 in the Neighborhood Reinvestment Program budget (Org 15655) based on unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
6. Amend the Neighborhood Reinvestment fund allocation to San Diego Hunger Coalition on 3/1/2022 (5) to authorize the allocation of \$20,000 for payroll and waive Board Policy B-72 to allow payroll allocation. Authorized the Director, Office of Economic Development and Government Affairs to amend the grant agreement accordingly.

7. Find that the grants have a public purpose and that the grants made using American Rescue Plan Act funds are necessary to address an adverse impact of the COVID-19 pandemic on the organizations receiving funds.
8. Authorize the Director, Office of Economic Development and Government Affairs to execute grant agreements or amendments to agreements with the organizations awarded grants establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
9. Find that the allocation to Lakeside's River Park Conservancy is exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

#### **EQUITY IMPACT STATEMENT**

We recognize that the systemic impacts that inequitable policies may create for residents in San Diego County. Find that these proposed allocations of funds are intended to improve the quality of life throughout the County by providing funds for nonprofits whose work addresses inequities, promotes a better quality of life and improves outcomes that align with the vision of our county. Organizations were chosen based on their location or the demographics they serve with a focus on organizations that serve vulnerable community members, youth events and inclusive community events. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach and programs. Their supporting documents were reviewed as well as impact reports and community testimony.

#### **SUSTAINABILITY IMPACT STATEMENT**

The investment of these grant funds into the specified community organizations and non-profits will promote the financial sustainability and economic viability of San Diego County communities for generations to come.

#### **FISCAL IMPACT**

Funds for the grant allocations are included in the Fiscal Year 2022-23 Operational Plan for the Community Enhancement American Rescue Plan Act budget (Org 12905). The fiscal impact of these recommendations is \$77,307 from the Community Enhancement American Rescue Plan Act budget (Org 12905) totaling \$77,307. The funding sources are Transient Occupancy Tax and General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A



10. **SUBJECT: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO A TENTATIVE AGREEMENT PENDING RATIFICATION FOR THE EMPLOYEE BARGAINING UNITS - DS AND SM REPRESENTED BY THE DEPUTY SHERIFFS' ASSOCIATION OF SAN DIEGO COUNTY (5/23/2023 - FIRST READING; 6/27/2023 - SECOND READING, UNLESS THE ORDINANCE IS MODIFIED ON SECOND READING) (DISTRICTS: ALL)**

### **OVERVIEW**

On May 23, 2023 (11), the Board of Supervisors took action to further consider and adopt the Ordinance on June 27, 2023.

Today's actions reflect the compensation changes that have been negotiated with the Deputy Sheriffs' Association of San Diego County (Deputy Sheriffs' Association) which represents the Sheriff's Management (SM) and the Deputy Sheriffs (DS) Units. The County and Deputy Sheriffs' Association reached a tentative agreement on three-year Memoranda of Agreement which are currently undergoing the Association's ratification process. The proposed changes to the compensation ordinance reflect the negotiated changes in salary and benefits for these employees. If ratified by the Deputy Sheriffs' Association, the Memoranda of Agreement will be presented to your Board for consideration and approval on June 27, 2023.

Today's recommendations are for the Board to approve the introduction of an ordinance (first reading) to amend the Compensation Ordinance. If the Board takes action as recommended, and the Deputy Sheriffs' Association has ratified the tentative Memoranda of Agreement, then on June 27, 2023, staff recommends the Board adopt the ordinance (second reading). If the proposed ordinance is altered on June 27, 2023, then on that date a subsequent meeting date will be selected for the ordinance adoption.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Consider and adopt the Ordinance (second reading) entitled:  
**AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION FOR DEPUTY SHERIFFS (DS) AND SHERIFF'S MANAGEMENT (SM) EMPLOYEE BARGAINING UNITS**
2. Set June 27, 2023 as the date for consideration and approval of the ratified Memoranda of Agreement between the County and the Deputy Sheriffs' Association of San Diego County.

### **EQUITY IMPACT STATEMENT**

Today's actions reflect the partnership between the County and the Association to strengthen their relationship and work together to provide equitable salaries, implementation of equity increases, and compensation that ensures recruitment, retention, and just and fair benefits.

## SUSTAINABILITY IMPACT STATEMENT

The proposed actions amending the compensation ordinance align with the County of San Diego's Sustainability Goals by promoting sustainable economic growth for our community. The proposed actions included in this letter provide just, equitable wages for County employees.

## FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2023-25 CAO Recommended Operational Plan and will be included in the FY 2023-25 CAO Recommended Operational Plan Change Letter for the Sheriff's Department. The estimated fiscal impact is comprised of net increases in ongoing base and supplemental pay, including various premiums and equity adjustments, ongoing flex credit increases, and one-time monetary payments. If approved, these recommendations will result in a total estimated ongoing and one-time costs as follows. There will be no additional staff years.

<i>(in millions)</i>		<b><u>FY 23-24</u></b>	<b><u>FY 24-25</u></b>	<b><u>FY 25-26</u></b>
A	Base Salary and Benefit Increases	\$ 24.52	\$ 17.38	\$ 17.38
B	Equity Increases	\$ 5.46	\$ 5.37	\$ 5.37
C	Flex Credit Increases	\$ 0.87	\$ 1.74	\$ 1.74
<b>D (A+B+C)</b>	<b>Total Ongoing Cost (incremental increase)</b>	<b>\$ 30.85</b>	<b>\$ 24.49</b>	<b>\$ 24.49</b>
E	Total One-time Cost	\$ 12.48	\$ 1.75	\$ 0.44
<b>F (D+E)</b>	<b>Total Cost</b>	<b>\$ 43.33</b>	<b>\$ 26.24</b>	<b>\$ 24.93</b>

## BUSINESS IMPACT STATEMENT

N/A

11. **SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
AMENDMENTS TO THE ORDINANCE APPROVING A SALARY  
PREMIUM AND DCAO ALLOWANCE FOR THE CHIEF MEDICAL  
OFFICER POSITION WHILE SERVING IN THE ROLE OF INTERIM  
HHSA DCAO (6/13/2023 - FIRST READING; 6/27/2023 - SECOND  
READING, UNLESS THE ORDINANCE IS MODIFIED ON SECOND  
READING) (DISTRICTS: ALL)**

## OVERVIEW

On June 13, 2023 (15), the Board of Supervisors took action to further consider and adopt the Ordinance on June 27, 2023.

The long-term Deputy Chief Administrative Officer (DCAO) for the Health & Human Services Agency (HHSA) is retiring from County service. The County will embark on a formal recruitment process for his successor. In the meantime, to continue Agency operations and ensure timely completion of existing projects, the County is in need of an experienced and knowledgeable interim DCAO. The Chief Administrative Officer has selected Eric McDonald, M.D. to serve as the Interim DCAO for HHSA effective June 27, 2023. Today's action approves the appointment and the salary premium Dr. McDonald will receive while serving in the interim role.

Today's recommendations are for the Board to approve the introduction of an ordinance (first reading) to amend the Ordinance. If the Board takes action as recommended, then on June 27, 2023, staff recommends the Board adopt the ordinance (second reading). If the proposed ordinance is altered on June 27, 2023, then on that date a subsequent meeting date will be selected for the ordinance adoption.

#### **RECOMMENDATION(S)**

##### **CHIEF ADMINISTRATIVE OFFICER**

Consider and adopt (second reading):

**AN ORDINANCE APPROVING A SALARY PREMIUM AND DCAO AUTO ALLOWANCE FOR THE CHIEF MEDICAL OFFICER POSITION ONLY WHILE SERVING IN THE (WORKING TITLE) ROLE OF INTERIM HHSA DCAO.**

#### **EQUITY IMPACT STATEMENT**

Today's action to approve a salary premium and auto allowance for the Chief Medical Officer position only while serving in the role of interim HHSA DCAO is requested to compensate an experienced executive in a leadership capacity to continue Agency operations and ensure timely completion of existing projects. The HHSA DCAO holds a vital role in overseeing health and human services which impacts the residents of San Diego County who depend on these services.

#### **SUSTAINABILITY IMPACT STATEMENT**

Today's proposed action supports the County of San Diego's Sustainability Goals by providing just and equitable compensation for the Chief Medical Officer while working in the capacity of the interim HHSA DCAO. This proposed action will ensure just and equitable provision of public services.

#### **FISCAL IMPACT**

Funds associated with this request are included in the CAO Recommended Operational Plan for Fiscal Year 2023-2024. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

- 12. SUBJECT: GENERAL SERVICES - APPROVAL OF NEW LEASE AGREEMENT FOR THE DISTRICT ATTORNEY'S SOUTH COUNTY REGION FAMILY JUSTICE CENTER, 401 MILE OF CARS WAY, SUITE 100, NATIONAL CITY, AND NOTICE OF EXEMPTION (DISTRICT: 1)**

#### **OVERVIEW**

The County of San Diego (County) District Attorney's Office is the largest provider of victim services in the county, assisting approximately 15,000 crime victims annually. However, data indicates that thousands more crime victims either (i) report crimes but are unable to meaningfully access victim services; or (ii) do not report crimes despite needing such services.

On December 11, 2018 (20), the Board of Supervisors approved in principle the lease of properties for Family Justice Centers through the County. Services to be provided at Family Justice Centers include, but are not limited to, crisis intervention, emergency assistance, resource and referral assistance, court support, criminal justice navigation, case status information, victim compensation, board application assistance, and assistance with restitution orders. The purpose of the Family Justice Centers is to offer multi-disciplinary, single-location assistance for crime victims and their families.

Staff from the Department of General Services has negotiated a new lease agreement for 25,886 square feet of space located at 401 Mile of Cars Way, Suite 100, in National City, California. The District Attorney's Office will use this space to establish a new Family Justice Center in order to serve crime victims in the South County region. Today's request is for Board approval of the lease agreement.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed lease is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the proposed lease at 401 Mile of Cars Way, Suite 100, National City, California.

### **EQUITY IMPACT STATEMENT**

The mission of the District Attorney's Office is to pursue equal and fair justice for all and to build safe neighborhoods, in partnership with the communities the District Attorney's Office serves. The District Attorney's Office fulfills its mission by ethically prosecuting those who commit crimes, protecting victims, and preventing future harm. Approval of the proposed lease will expand victims' access to victim-services providers and legal services, as well as self-sufficiency programs. Today's action will likewise expand access to services for vulnerable populations within the South County region that the District Attorney's Office serves.

### **SUSTAINABILITY IMPACT STATEMENT**

Implementing effective sustainability objectives is crucial to ensuring safe and healthy communities and contributing to the overall success of the region. The approval of the lease is appropriate as it supports the County's Strategic Initiative of Sustainability to ensure the capability to respond to immediate needs for individuals, families, and the region.

### **FISCAL IMPACT**

No fiscal impact exists for Fiscal Years 2022-23 and 2023-24. If approved, this lease will result in costs and revenue of approximately \$481,480 for Fiscal Year 2024-25, based on an estimated lease commencement date of January 1, 2025. Additionally, funds for the remaining lease term and for each option year (if exercised), will be included in future years' operational plans for the District Attorney's Office. The funding source is Proposition 172 Special Revenue Fund. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A

**13. SUBJECT: GENERAL SERVICES - CONTINUATION OF EMERGENCY REPAIRS  
AT THE COUNTY ADMINISTRATION CENTER (DISTRICT: 3)**

**OVERVIEW**

On February 6, 2023, a failure of the chilled water supply line that serves the heating, ventilation, and air conditioning system of the County Administration Center (CAC) was discovered in the northwest corner of the building exterior. This failure occurred at approximately 7:00am causing a total loss of cooling capacity, severely impacting the ability to control the interior temperature of the facility. To mitigate the risk to the operational capability of the building occupants and restore temperature control, it was necessary to declare an emergency and forgo competitive solicitation of the repair and restoration work. In accordance with County Administrative Code Section 402, "Emergency Purchases," a notice to proceed for emergency repairs was issued to ACCO Engineered Systems, a contractor with previous County facility and repair experience. Upon further investigation of the CAC chill water piping system, additional failures were discovered that warrant replacement of the entire chilled water piping system. The total cost of repairs to the chilled water piping system is estimated at \$2,475,968. The estimated month of completion is July.

On February 28, 2023 (7), the San Diego County Board of Supervisors (Board) found that there was a need for emergency repairs at the CAC and provided authorization to continue the emergency action. Pursuant to Public Contract Code Section 22050, until the repairs are complete, the Board is required to determine at every regularly scheduled board meeting that there is a need to continue the emergency action. Today's action requests the Board to find that there is a need to continue the CAC emergency repair and restoration.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find the proposed project is statutorily exempt from the California Environmental Quality Act (CEQA) review pursuant to Sections 15269(b) and 15301 of the CEQA Guidelines because the proposed project is for emergency repairs to a publicly owned service facility necessary to maintain service essential to the public health, safety, and welfare, and because it consists of the minor alteration of existing public facilities involving negligible or no expansion of existing use.
2. Pursuant to Public Contract Code Section 22050(c)(2)(a), find that there is a need to continue the emergency repair and restoration of the County Administration Center without giving notice for bids to let a contract. **(4 VOTES)**

**EQUITY IMPACT STATEMENT**

As a public building, most daily activities that take place at the CAC have an impact upon the San Diego County community. Regular meetings of the Board of Supervisors, County Special Districts and various Commission meetings are held at the CAC. The Department of General Services is responsible for managing the CAC, including maintenance and repairs. Approval of the emergency repairs will ensure continued operation of the CAC heating, ventilation, and air conditioning system. These proposed emergency repairs will provide public benefit to members of the public and County employees through the continued provision of essential public services at this facility.

**SUSTAINABILITY IMPACT STATEMENT**

The emergency repairs will ensure the health and wellbeing of County employees and visitors to the County Administration Center by protecting indoor air quality.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the Department of General Services Facilities Management Internal Service Fund. If approved, this request will result in estimated costs and revenue of \$2,475,968. The funding source is charges to client departments. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

Failure to make the required repairs in a timely manner will result in a risk of inability to control the building interior temperature.

**14. SUBJECT: APPOINTMENTS: VARIOUS (DISTRICTS: ALL)**

**OVERVIEW**

These appointments are in accordance with applicable Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," Board Policy I-1, "Planning and Sponsor Group Policies and Procedures," and Board Policy A-77, "Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election."

**RECOMMENDATION(S)**

**SUPERVISOR JOEL ANDERSON**

Re-appoint Kyle Hermann to the VALLE DE ORO COMMUNITY PLANNING GROUP, Seat No. 6, for a term to expire January 4, 2027.

Appoint Stanley "Bill" Pitts to the VALLE DE ORO COMMUNITY PLANNING GROUP, Seat No. 8, ~~for a term to expire January 4, 2027.~~ 11, for a term to expire January 6, 2025.

**SUPERVISOR JIM DESMOND**

Re-appoint Erik Bruvold to the COMMUNITY ACTION PARTNERSHIP ADMINISTERING BOARD, Seat No. 5 for a term to expire January 4, 2027.

**CHIEF ADMINISTRATIVE OFFICER**

Appoint Tyra Fleming to the HIV PLANNING GROUP, COUNTY OF SAN DIEGO, Seat 3, for a term to expire March 10, 2024.

Re-appoint Michael Wimpie to the HIV PLANNING GROUP, COUNTY OF SAN DIEGO, Seat 1, for a term to expire May 21, 2027.

Appoint Michael Kozma to the SAN DIEGO COUNTY ARTS AND CULTURE COMMISSION, Seat No. 11, for a term to expire May 2, 2025.

## **EQUITY IMPACT STATEMENT**

County government includes standing and special citizen boards, commissions, committees and task forces formed to advise the Board of Supervisors and County staff on issues and policy and to serve as links to the community. Boards, commissions and committees provide an inter-relationship between the residents and the government of the County. The nominations in this Board Letter enable the County of San Diego to provide individual residents the opportunity to impart valuable insight and input into the operation of the government.

## **SUSTAINABILITY IMPACT STATEMENT**

The County of San Diego has over one hundred boards, commissions, committees, and task forces that serve as voice in the County government. Advisory bodies are an essential role in resident engagement that allow citizens to participate on issues relating to the welfare and quality of life in the County. They are fundamental to the County of San Diego's ability to navigate complex and dynamic policy challenges, are a conduit to the County Bureaucracy, and a broker to community voice. This board letter supports the County of San Diego Sustainability Goal No.1 by "encourage[ing] people and diverse stakeholders to partner and participate in decisions that impact their lives and communities."

## **FISCAL IMPACT**

N/A

## **BUSINESS IMPACT STATEMENT**

N/A

### **15. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)**

#### **OVERVIEW**

Board Policy A-72, Board of Supervisors Agenda and Related Process, authorizes the Clerk of the Board to prepare a Communications Received for Board of Supervisors' Official Records. Routine informational reports, which need to be brought to the attention of the Board of Supervisors yet not requiring action, are listed on this document. Communications Received documents are on file in the Office of the Clerk of the Board.

#### **RECOMMENDATION(S)**

##### **CHIEF ADMINISTRATIVE OFFICER**

Note and file.

## **EQUITY IMPACT STATEMENT**

N/A

## **SUSTAINABILITY STATEMENT**

This board letter is a list of documents received by the Clerk of the Board of Supervisors and/or Board of Supervisors from other entities, other county departments, the public, and internal documents presented to the Clerk of the Board of Supervisors or the Board of Supervisors. This contributes to the overall sustainability of the county by engaging the community in meaningful ways and promote an environment that provides equitable access opportunities for public engagement.

## **FISCAL IMPACT**

N/A

## **BUSINESS IMPACT STATEMENT**

N/A

16. **SUBJECT: PROCLAMATION OF A LOCAL EMERGENCY FOR U.S.-MEXICO TRANSBOUNDARY POLLUTION ENVIRONMENTAL CRISIS AND REQUEST FOR FEDERAL STATE OF EMERGENCY (DISTRICTS: ALL)**

### **OVERVIEW**

For decades, contamination and pollution stemming from the Tijuana River and the failing infrastructure from wastewater plants across the border have been devastating the 70 miles of coastline and beaches in San Diego County. The U.S. International Boundary and Water Commission (IBWC) has documented over 100 billion gallons of toxic effluent entering the United States through the Tijuana River since 2018, and an additional 35 billion gallons crossing the international border since December 28, 2022. Our communities continue to be severely impacted by the health, economic, and environmental repercussions of the transboundary sewage flows. Some of our beaches have been closed for over 550 consecutive days due to the poor water quality.

With the recent milestone announced on June 9, 2023 by the U.S. EPA and the IBWC finalizing the environmental review phase through the signed Record of Decision under the National Environmental Policy Act (NEPA) for projects to reduce transboundary water pollution, and a dedicated \$300 million dollars coming from the United States, Mexico, Canada Agreement (USMCA). It is time to for all levels of government to move urgently to expedite the implementation of projects included in the binational Minute 328 and Statement of Intent that identified projects on both sides of the border.

Unfortunately, even with the funding from the U.S. side and an additional \$140 million dollars invested by Mexico to fix this longstanding crisis, it will still not be enough. It will take hundreds of millions of dollars more, swift federal agency coordination, and dedicated resources to permanently fix the problem.

In the same way resources get mobilized for other natural disasters, a Federal Emergency Declaration for the Tijuana transboundary pollution would enable the coordination and allocation of critical resources to address the ongoing sewage crisis. The ongoing sewage crisis is an environmental catastrophe with significant negative impacts on the region's tourism-dependent economy and US military preparedness. The burden of this crisis has also fallen disproportionately on the County's communities of color, furthering a long history of environmental and economic injustice. The region truly cannot afford to wait for these projects to be implemented any longer while the binational community suffers.



This is a request for the Board of Supervisors to proclaim a state of emergency and find that there is a need for continuing the local emergency until no longer needed subject to statutory requirements. This Proclamation is issued as a result of conditions pursuant to San Diego County Code of Regulatory Ordinances section 31.103.

**RECOMMENDATION(S)**

**CHAIRWOMAN NORA VARGAS AND VICE-CHAIR TERRA LAWSON-REMER**

1. Find that the proclamation of local emergency is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060(c)(2) and (3), 15061(b)(3), and 15378 because the action is an administrative action intended to facilitate state and federal funding, does not commit County to a specific project, and will not have a reasonably foreseeable direct or indirect effect on the environment.
2. Approve the attached PROCLAMATION OF EXISTENCE OF A COUNTY-WIDE LOCAL EMERGENCY (UNINCORPORATED AND INCORPORATED AREAS OF SAN DIEGO COUNTY) AND REQUEST TO THE GOVERNOR OF THE STATE OF CALIFORNIA TO PROCLAIM A STATE OF EMERGENCY AND TAKE OTHER SPECIFIED ACTIONS made by the Board of Supervisors of the County of San Diego on June 27, 2023. ~~(4 VOTES)~~
3. Direct the CAO to evaluate the scope of economic impacts resulting from the U.S. -Mexico border transboundary pollution environmental crisis and report back to the Board in 120 days.
4. Direct the CAO to pursue any and seek all available federal and state funding sources.
5. Direct the CAO to work with federal, state, local agencies, and stakeholders on projects and innovative solutions to address the root causes of the pollution.

**EQUITY IMPACT STATEMENT**

Our communities closest to the San Diego International Border, which includes the communities of Imperial Beach, San Ysidro, Otay Mesa and Tijuana River Valley are identified by SB 535 (2012) and also on CalEnviroScreen 4.0 Environmental Justice communities as having high pollution burdens for impaired water bodies, elevated PM2.5, elevated linguistic isolation and poverty rates. By supporting the proclamation, the County of San Diego remains committed to working with local, state, federal and Mexican authorities to improve conditions for these communities. Our Environmental Justice communities have decades of suffering from various pollution sources, have been advocating and working to raise their concerns to the various agencies, and have also engaged to elevate the need for data collection to document environmental injustices.

**SUSTAINABILITY IMPACT STATEMENT**

This board letter aligns with the County's sustainability goals to protect the environment and promote our natural resources, diverse habitats and cultivate a natural environment for residents, visitors, and future generations to enjoy.

## **FISCAL IMPACT**

There is no fiscal impact associated with today's actions.

## **BUSINESS IMPACT STATEMENT**

Increased beach closures have a direct impact for the surrounding businesses due to decreased visitors and street traffic. By proclaiming a local emergency, the County of San Diego will be able to engage businesses and non-profit service providers that have been impacted by the restricted access to our local beaches and oceans with the goal of assisting in identifying ways to connect them to any state or federal relief programs.

17. **SUBJECT: COUNTY OF SAN DIEGO FISCAL YEAR 2023-24 ADOPTED BUDGET RESOLUTION FOR COUNTY FAMILY OF FUNDS, ENTERPRISE FUNDS AND INTERNAL SERVICE FUNDS, PRIOR YEAR ENCUMBRANCES, AND FISCAL YEAR 2022-23 FOURTH QUARTER BUDGET ADJUSTMENTS (DISTRICTS: ALL)**

## **OVERVIEW**

On June 21, 2023, your Board concluded budget hearings for the Fiscal Years 2023-24 and 2024-25 Operational Plan. At these hearings, your Board received public testimony and the presentation of the Chief Administrative Officer's (CAO) Recommended Operational Plan. Pursuant to California Government Code Section 29088, a resolution is submitted for formal adoption of the budgets for Fiscal Year 2023-24 for the County Family of Funds, Enterprise Funds and Internal Service Funds. Also requested is authority to carry-forward prior year encumbrances and related funding. Today's actions request the Board to consider changes to the CAO Recommended Operational Plan, approve the resolutions adopting the budget and reimbursement of expenditures from the proceeds of indebtedness, and approve the attachment outlining budget adjustments in Fiscal Year 2022-23. Approval is also requested to make budget adjustments in Fiscal Year 2022-23 that align with the Board's priorities.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Approve the portion of the CAO Change Letter pertaining to items as determined by County staff.
2. Consider Board member Change Letters submitted before the close of the budget hearing, if applicable.
3. Consider change requests submitted after the close of the budget hearing, if applicable.  
**(4 VOTES)**
4. If written requests to revise the Recommended Budget received prior to the close of hearings do not identify a funding source, continue recommendations 6-10 to June 28, 2023, if necessary.
5. If requests to revise the Recommended Budget are made after the close of the budget hearing and approved by the Board, continue recommendations 6-10 to June 28, 2023, if necessary.

6. Adopt a resolution entitled: ADOPTION OF THE BUDGET FOR THE COUNTY OF SAN DIEGO FOR THE FISCAL YEAR COMMENCING JULY 1, 2023.
7. Waive Board Policy B-72, *Neighborhood Reinvestment Program*, to authorize the Fiscal Year 2022-23 remaining balance in District 4 (Org 15665) for rebudget in the Fiscal Year 2023-24 Operational Plan.
8. Authorize the Auditor and Controller to carry-forward appropriations and applicable estimated revenue for prior year encumbrances in all County funds. **(4 VOTES)**
9. Adopt a resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO SETTING FORTH THE OFFICIAL INTENT OF THE COUNTY OF SAN DIEGO TO REIMBURSE CERTAIN EXPENDITURES FROM PROCEEDS OF INDEBTEDNESS
10. Direct the Chief Administrative Officer to make the Fiscal Year 2022-23 budget adjustments listed in Attachment 4 Butterfield Ranch Acquisition Capital Project to establish Capital Project 1024677 Butterfield Ranch Acquisition which will be considered for the future site of the Valley Center Intergenerational Center. **(4 VOTES)**

#### **EQUITY IMPACT STATEMENT**

The County of San Diego promotes a government culture of equity, belonging, and racial justice. We serve the needs of communities with diverse groups including Black, Indigenous, people of Color, LGBTQIA+, people with disabilities, people of low-income, the young, the older, immigrants, refugees and communities that have historically faced inequality and inequity. The CAO Recommended Operational Plan is intended to allocate resources to help address inequities in County programs and services in response to community input, data analysis identifying disparities, and meaningful assessment of outcome indicators. In 2021, a new Budget Equity Assessment Tool was implemented to help County departments prioritize services and resource allocations with equity in mind. This tool requires all County departments to annually identify equity components in new budget requests by responding to five budget equity questions. The questions are designed to ensure we study and appropriately respond to the effects our spending plans have on all County residents by continuing to operationalize and increase opportunities for equity in our programs and services.

#### **SUSTAINABILITY IMPACT STATEMENT**

The County of San Diego is building a sustainable future for all. The County's strategic plan guides County activities to ensure sustainability as it relates to the region's economy, climate, environment, and communities. The County strives to strengthen communities in all interactions by actively pursuing legislative policies and collaborating with stakeholders to enhance services that allow residents to transition to self-sufficiency to increase economic sustainability and reduce poverty. County departments have contributed to this by implementing individual sustainability plans that reflect organizational priorities while informing financial planning and strategic decision-making. This ongoing effort also assists each department with increasing overall sustainability of internal operations. These collective efforts strengthen communities, ensure accountability, and protect public resources by aligning available resources through services and initiatives. The proposed budgetary plans presented in the Fiscal Years 2023-25

CAO Recommended Operational Plan support the County of San Diego's Strategic Initiative of Sustainability to align the County's available resources with services while maintaining fiscal stability and ensuring long-term solvency.

### **FISCAL IMPACT**

Recommendation 1 includes total spending authority of \$60,588,606 which will result in ongoing expenditure requirements and staffing levels that will increase net General Fund costs, and will require allocation of ongoing resources beginning in Fiscal Year 2024-25.

Recommendation 6 provides spending authority of \$7,343,113,486 for the County Family of Funds (General Fund, Capital Outlay Funds, Debt Service Fund and Special Revenue Funds) for Fiscal Year 2023-24. The recommendation also provides spending authority of \$44,181,232 for the Enterprise Funds and \$673,708,205 for the Internal Service Funds.

Recommendation 8 authorizes the Auditor and Controller to carry over appropriations and any related revenues for prior year. The exact amount of carry-forward budget is not known at this time and will not be finalized until the accounting cycle for Fiscal Year 2022-23 has been completed.

Recommendation 10: Funds for this request are partially included in the Fiscal Year 2022-23 Operational Plan in the Department of Parks and Recreation, Capital Program, Finance Other, and Board of Supervisors. The total project cost for Capital Project 1024677 Butterfield Ranch Acquisition is estimated at \$3,000,000. The funding sources are previously budgeted General Fund Fund Balance, repurposed General Purpose Revenue, and Park Land Dedication Ordinance revenue. An additional \$186,809 will be transferred to the Department of Parks and Recreation from the Community Enhancement Program budget (12900). The funding source is Transient Occupancy Tax. Combined, the fiscal impact of Recommendation 10 is \$3,186,809. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A

- 18. SUBJECT: ADOPTION OF THE FISCAL YEAR 2023-24 BUDGET FOR THE COUNTY SERVICE AREAS, COMMUNITY FACILITIES DISTRICTS, CERTAIN MAINTENANCE DISTRICTS AND PERMANENT ROAD DIVISIONS (DISTRICTS: ALL)**

### **OVERVIEW**

Pursuant to California Government Code Section 29088, this request recommends the approval of a resolution to adopt the budget for the County Service Areas, Community Facilities Districts, Certain Maintenance Districts and Permanent Road Divisions for Fiscal Year 2023-24.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Approve the CAO Change Letter.

2. Consider Board member Change Letters submitted before the close of the budget hearing, if applicable.
3. Consider change requests submitted after the close of the budget hearing, if applicable.  
**(4 VOTES)**
4. If written requests to revise the Recommended Budget received prior to the close of hearings do not identify a funding source, continue recommendation 6 to June 28, 2023, if necessary.
5. If requests to revise the Recommended Budget are made after the close of the budget hearing and approved by the Board, continue recommendation 6 to June 28, 2023, if necessary.
6. Adopt a resolution entitled: **ADOPTION OF THE BUDGET FOR THE COUNTY SERVICE AREAS, COMMUNITY FACILITIES DISTRICTS, CERTAIN MAINTENANCE DISTRICTS, AND PERMANENT ROAD DIVISIONS OF THE COUNTY OF SAN DIEGO FOR THE FISCAL YEAR COMMENCING JULY 1, 2023.**

#### **EQUITY IMPACT STATEMENT**

The County of San Diego promotes a government culture of equity, belonging, and racial justice. We serve the needs of communities with diverse groups including Black, Indigenous, people of Color, LGBTQIA+, people with disabilities, people of low-income, the young, the older, immigrants, refugees and communities that have historically faced inequality and inequity. The Chief Administrative Officer (CAO) Recommended Operational Plan is intended to allocate resources to help address inequities in County programs and services in response to community input, data analysis identifying disparities, and meaningful assessment of outcome indicators. In 2021, a new Budget Equity Assessment Tool was implemented to help County departments prioritize services and resource allocations with equity in mind. This tool requires all County departments to annually identify equity components in new budget requests by responding to five budget equity questions. The questions are designed to ensure we study and appropriately respond to the effects our spending plans have on all County residents by continuing to operationalize and increase opportunities for equity in our programs and services.

#### **SUSTAINABILITY IMPACT STATEMENT**

The County of San Diego is building a sustainable future for all. The County's strategic plan guides County activities to ensure sustainability as it relates to the region's economy, climate, environment, and communities. The County strives to strengthen communities in all interactions by actively pursuing legislative policies and collaborating with stakeholders to enhance services that allow residents to transition to self-sufficiency to increase economic sustainability and reduce poverty. County departments have contributed to this by implementing individual sustainability plans that reflect organizational priorities while informing financial planning and strategic decision-making. This ongoing effort also assists each department with increasing overall sustainability of internal operations. These collective efforts strengthen communities, ensure accountability, and protect public resources by aligning available resources through services and initiatives. The proposed budgetary plans presented in the Fiscal Years 2023-25

CAO Recommended Operational Plan support the County of San Diego's Strategic Initiative of Sustainability to align the County's available resources with services while maintaining fiscal stability and ensuring long-term solvency.

**FISCAL IMPACT**

The recommended action provides spending authority of \$30,156,726 for the County Service Areas, Community Facilities Districts, Certain Maintenance Districts and Permanent Road Divisions for Fiscal Year 2023-24.

**BUSINESS IMPACT STATEMENT**

N/A

**19. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)**

**OVERVIEW**

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Nicholas Yphantides v. County of San Diego; United States District Court,  
Southern District No. 3:21-cv-1575-GPC-BLM
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Nicholas Yphantides v. County of San Diego; San Diego Superior Court Case No.  
37-2021-00026013-CU-OE-CTL
- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
R.J., et al. v. County of San Diego, et al.; United States District Court, Southern  
District No. 3:22-cv-01905-WH-BLM
- D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government  
Code section 54956.9: (Number of Cases – 1)
- E. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Mickail Myles v. County of San Diego, et al.; United States District Court,  
Southern District No. 3:15-cv-01985-BEN-BLM
- F. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Jose Carlos Tinajero v. Melissa Ann Prettyman, et al.; San Diego Superior Court  
Case No. 37-2022-00002013-CU-PA-CTL

- G.     CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Marcus Boyd v. County of San Diego, et al.; San Diego Superior Court Case No.  
37-2023-00002923-CU-CR-CTL
- H.     CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Samantha Heppenstall v. County of San Diego; San Diego Superior Court Case  
No. 37-2020-00020854-CU-PO-NC
- I.     CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Candy Lynn Bonner v. County of San Diego, et al.; San Diego Superior Court  
Case No. 37-2019-00046221-CU-WT-CTL
- J.     CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
David Blackburn, et al. v. County of San Diego; San Diego Superior Court Case  
No. 37-2016-00018510-CU-EI-CTL
- K.     CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
151 Limited Liability Company v. County of San Diego, et al.; San Diego  
Superior Court Case No. 37-2023-00010536-CU-MC-CTL
- L.     CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of  
Government Code section 54956.9: (Number of Potential Cases – 1)
- M.     PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
(Government Code section 54957)  
Title: Clerk of The Board

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